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Attorneys for Plaintiff and the Putative Class

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DAPHNE P. RAND, by and through DEBRA  
J. DOLCH, as Conservator of the Person and  
Estate of DAPHNE P. RAND, Conservatee, on  
Behalf of Themselves and All Others Similarly  
Situating.

Plaintiff,

vs.

AMERICAN NATIONAL INSURANCE  
COMPANY, a Texas corporation.

Defendant.

Case No. CV 09 0639 SI

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING BRIEFING  
SCHEDULE**

Judge Susan Illston

Action Filed: 02/12/09

This stipulation is made between Plaintiff DEBRA J. DOLCH, as Special Administrator of the Estate of DAPHNE P. RAND ("Plaintiff") and Defendant American National Insurance Company ("ANICO" or "Defendant"), by and through their respective counsel of records, based on the following:

WHEREAS, Plaintiff agrees she will not amend the complaint or add parties between now and the time ANICO responds to her Motion for Class Certification, but reserves the right to so amend and/or intervene with a new or additional plaintiff based upon any challenges or objections by Defendant. Defendant reserves its rights to any and all defenses to such amendment or interventions, if any.

WHEREAS, the current schedule requires plaintiffs to submit their class certification motion and expert disclosures on March 21, 2011. Currently the parties are actively involved in settlement negotiations and will continue with discovery if settlement terms are not reached. Based on the status of the negotiations, the parties believe that the current scheduling order on class certification should be modified to allow for settlement negotiations to proceed or, alternatively, completion of discovery, resolution of any discovery disputes and any other matters, as follows:

	<b>Current Dates</b>	<b>Proposed Dates</b>
Plaintiff's Motion for Class Certification and Designation of Class Cert Experts	March 21, 2011	April 21, 2011
Defendant's Opposition to Motion for Class Certification and Expert Disclosures	May 11, 2011	June 11, 2011
Plaintiff's Reply in Support of Motion for Class Certification	May 25, 2011	June 25, 2011
[Proposed] Hearing on Motion for Class Certification	June 8, 2011	July 8, 2011

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DATED: March 21, 2011                      THE EVANS LAW FIRM

DATED: March 21, 2011                      GREER, HERZ & ADAMS, LLP

## ATTESTATION OF SIGNATURE

THE EVANS LAW FIRM  
DATED: March 21, 2011

IT IS SO ORDERED.

By   
The Honorable Susan Illston  
District Court Judge